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E-Filed 9/11/09

Attorneys for Debtors

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

8 IN RE: CASE NO. BK-N-09-52177-GWZ (Lead)
CASE NO. BK-N-09-52178-GWZ
9 WES CONSTRUCTION COMPANY, CASE NO. BK-N-09-52181-GWZ
INC., a Nevada corporation, (Jointly Administered)

10 HEAVY EQUIPMENT SERVICES, CHAPTER 11
11 LLC, a Nevada limited liability company,

12 TRUCKING SERVICES, LLC, **NOTICE OF HEARING ON**
a Nevada limited liability company, **APPLICATION TO EMPLOY THE**
13 **LAW FIRM OF HARTMAN &**
HARTMAN AS DEBTORS' GENERAL
14 **COUNSEL**
Debtors.

Hearing Date: October 9, 2009
Hearing Time: 2:00 p.m.
Time Req'd: 15 Min.
Set By: Linda Duffy

16 _____/
17 **NOTICE IS HEREBY GIVEN** that a Application to Employ the Law Firm of
18 Hartman & Hartman as Counsel ("Application") has been filed by WES Construction
19 Company, Inc., Heavy Equipment Services, LLC, and Trucking Services, LLC (hereinafter
20 the "Debtors"). Debtors request an Order approving Debtors' employment of Hartman &
21 Hartman ("Hartman") as counsel for the jointly administered estates and approval of the
22 payment of a \$40,000 post petition retainer.

23 **NOTICE IS FURTHER GIVEN** that a hearing on the Application has been
24 scheduled before a United States Bankruptcy Judge, in the Clifton Young Federal Building,
25 300 Booth Street, Reno, Nevada on October 9, 2009 at the hour of 2:00 p.m.

26 **NOTICE IS FURTHER GIVEN** that any opposition must be filed pursuant to the
27 time limits set forth in Local Rule 9014(d)(1) for oppositions to a motion. Local Rule
28 9014(d)(1) provides as follows:

1 Local Rule 9014(d)(1): "Oppositions to a motion must be filed and service
2 must be completed on the movant no later than 15 days after the motion is
3 served except as provided by LR 3007(b) and LR 9006. If the hearing has
4 been set on less than 15 days' notice, the opposition must be filed no later
5 than 5 business days before the hearing, unless the court orders otherwise.
The opposition must set forth all relevant facts and any relevant legal
authority. An opposition may be supported by affidavits or declarations that
conform to the provisions of LR 9014(c)."

6 If you do object to the relief requested, you *must* file a **WRITTEN** response to this pleading
7 with the court. You *must* also serve your written response on the person who sent you this
8 notice. If you do not file a written response with the court, or if you do not serve your
9 written response on the person who sent you this notice, then:

- 10 • The court may *refuse to allow you to speak* at the scheduled hearing; and
- 11 • The court may *rule against you* without formally calling the matter at the
12 hearing.

13 Pursuant to Fed. R. Bankr. P. 9006(e) and (f), an opposition must be filed not more
14 than eighteen (18) days after service of a motion if service of a motion is by mail. The
15 *Notice Of Hearing* will be mailed on the 15th day of September, 2009.

16 **NOTICE IS FINALLY GIVEN** that a copy of the *Application* can be obtained
17 upon written request from Hartman & Hartman, 510 West Plumb Lane, Suite B, Reno,
18 Nevada 89509, or from the United States Bankruptcy Court Clerk's Office, 300 Booth
19 Street, Reno, Nevada 89503, during the office hours of 9:00 a.m. to 3:30 p.m. weekdays.

20 DATED this 11th day of September, 2009.

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22 **HARTMAN & HARTMAN**

23 /s/ Jeffrey L. Hartman
24 Jeffrey L. Hartman, Esq.
Attorney for Debtors
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